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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91238706
Party	Defendant Edison Chinese Chorus Inc. AKA Xiang Yin Chorus or Xiang Yin He Chang Tu-an
Correspondence Address	CHENG Q SONG SONG LAW FIRM 1 WINDY HILL ROAD GREEN BROOK, NJ 08812 UNITED STATES Primary Email: chengqsong@gmail.com Secondary Email(s): chengqsong@yahoo.com 219-928-6191
Submission	Other Motions/Submissions
Filer's Name	Cheng Song
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Signature	/s/Cheng Song
Date	04/19/2021
Attachments	12 part1.pdf(733534 bytes ) 12 part2.pdf(476747 bytes ) 12 part3.pdf(3474467 bytes ) 15 part1.pdf(709228 bytes ) 15 part2.pdf(2636874 bytes ) 15 part3.pdf(3625726 bytes )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Before the Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

Opposition No. 91238706  
Application Serial Nos. 87566170 and 87538374

Xiang Yin He Chang Tuan Inc.  
Opposer

v.

Edison Chinese Chorus Inc.  
Applicant

### Applicant's Replies to First Set of Interrogatories

Applicant, Edison Chinese Chorus Inc., hereby submits its Replies to First Set of Interrogatories. Applicant reserves the right to supplement and/or amend these Replies as appropriate during the course of this action. Each Reply is followed by the corresponding Interrogatory as received from Opposer.

### Objection to the Definitions and Instructions

Objection: The set of Interrogatories utilizes prefatory instructions and definitions which extend the Interrogatories to those who are not the current Officers of Applicant. Therefore, the related instructions are neglected in Replies.

/s/Cheng Song, Esq.

Reply No. 1: The names and contact information of the membership on or about February 2001 is provided in Exhibit RI1-1, "Chorus Members as of Feb. 2001". Mr. Yuejin Li was the President and his current contact information is provided in Applicant's Initial Disclosures.

**"INTERROGATORY NO. 1** Identify and describe each and every member of Edison at the "Membership meeting dated on or about February 17, 2001" (Applicant's Answer And Affirmative Defenses, p. 3), including providing the name, position within Edison (if any), address, phone number, and email."

Reply No. 2: The current President (and Secretary) of Applicant is Daping Fan and his current contact information is provided in Applicant's Initial Disclosures; the current Treasurer of Applicant is Min Li and his current contact information is provided in Applicant's Initial Disclosures.

Objection: The Interrogatory for any other information is objected on the grounds that this information is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b). Furthermore, this interrogatory is oppressive, so broad and made solely for the purpose of harassing and intimidating the members of Applicant who are not officers of Applicant.

/s/Cheng Song, Esq.

**“INTERROGATORY NO. 2** Identify and describe each and every member of Edison at the time of the response to this interrogatory, including providing the name, position within Edison (if any), address, phone number, and email.”

Reply No. 3: Applicant is a non-profit organization and therefore, there are no owners. There were a total of about 50 qualified members before and after the Membership meeting on February 25, 2017. There were 31 members attended the meeting representing 33 members (2 proxy votes) and one vote received via email. There were 30 votes for dismissal and one vote for retention of Mr. Bing Lu as the Art Director of Applicant, and 3 votes of abstention as shown in Exhibit RI3-2. The total number of qualified members was increasing during the year of 2017. The total number of qualified members reached about 117 by the end of 2017 and the total number of qualified members reached about 135 by the end of 2018.

**“INTERROGATORY NO. 3** Identify and describe any changes in the composition, owners or membership of Edison that occurred with respect to the “Membership meeting on February 25, 2017” (Applicant’s Answer And Affirmative Defenses, p. 3).”

Reply No. 4: Mr. Daping Fan is the current member and President (and Secretary) of Applicant starting from Feb. 2017 to present.

Objection: The Interrogatory for any other information is objected on the grounds that this information is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**INTERROGATORY NO. 4** Identify and describe the membership history, membership status, and any other relationship of Da Ping Fan with respect to Edison.

Reply No. 5: Mr. Yabin Lei is the past President of Applicant from May 2015 to April 2016.

Objection: The Interrogatory for any other information is objected on the grounds that this information is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**INTERROGATORY NO. 5** Identify and describe the membership history, membership status, and any other relationship of Ya Bin Lei with respect to Edison.

Reply No. 6: Mr. Yu Liu is the past President of Applicant from April 2016 to February 2017.

Objection: The Interrogatory for any other information is objected on the grounds that this information is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**INTERROGATORY NO. 6** Identify and describe the membership history, membership status, and any other relationship of Yu Liu with respect to Edison.

Reply No. 7: As identified and described in the Answer and Affirmative Defenses, there was a meeting dated on or about February 3, 2001. Applicant invited all to have a brainstorming session to find a suitable Chinese name for the Chorus, and in a membership meeting dated on or about February 17, 2001, members proposed over 10 potential names but voted on three potential names: 1. 黄土地合唱团; 2. 爱迪生华人合唱团; and 3. 乡音合唱团. The members voted and selected the third one, 乡音合唱团, as the Chinese name for the Chorus. Ms. Tan did not attend the meeting since she was not a member of the Chorus so that she had no voting right. It was the intention and understanding of contributors in the brainstorming session to suggest a Chinese name to Applicant, Edison Chinese Chorus, for its use in the interstate commerce without any obligation to anyone if his/her “brainchild” was selected by Applicant. Exhibit RI7-3 shows the potential names under consideration at that time.

**INTERROGATORY NO. 7** Identify and describe the origin of the mark(s) set forth in the Trademark Applications and any evidence, including from witnesses, in support.

Reply No. 8: The origin of the mark(s) is identified and described in Reply No. 7. The trademark ownership is acquired by using the trademark in commerce. Therefore, “creator(s)” and “adopter(s)” are not the defined terms under the Trademark Law. Edison Chinese Chorus Inc. is the owner of the mark(s).

**INTERROGATORY NO. 8** Identify and describe the creator(s) and adopter(s) of the mark(s) set forth in the Trademark Applications and any evidence, including from witnesses, in support.

Reply No. 9: The owner of the mark(s) is Edison Chinese Chorus Inc. as shown in all of the brochures, newspapers, and other advertisement, including those documents filed by Ms. Tan in her trademark applications. These documents are readily available by searching the websites,



in the possession of many former or current members of either Applicant or Opposer, and can be testified by many witnesses, including but not limited to those listed in the initial disclosures.

**INTERROGATORY NO. 9** Identify and describe the owner(s) of the mark(s) set forth in the Trademark Applications and any evidence, including from witnesses, in support.

Reply No. 10: Based on lately available documents the first use of the mark(s) was at least as early as December 2, 2001 when the First Huaxia Choral Festival was held. Exhibit RI10-4 is the program brochure which lists Edison Chinese Chorus and its Chinese name “乡音合唱团”. As explained in Reply No. 9 there are many brochures, newspapers, and other advertisement, which show the continuous use of mark(s) by Applicant from Dec. 2001 to present. These documents are readily available by searching the websites, in the possession of many former or current members of either Applicant or Opposer, and can be testified by many witnesses, including but not limited to those listed in the initial disclosures.

Objection: The Interrogatory for any other information is objected on the grounds that it is unduly burdensome and obtainable by Opposer from some source that is more convenient, less burdensome, or less expensive in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**INTERROGATORY NO. 10** Identify and describe the first and subsequent uses of the mark(s) set forth in the Trademark Applications, including its(their) use in interstate commerce, and any evidence, including from witnesses, in support.

Reply No. 11: There are no contracts, agreements or licenses relating to the mark(s) since Applicant is the owner of such mark(s) from 2001 to present.

**INTERROGATORY NO. 11** Identify and describe any contracts, agreements or licenses relating to the mark(s) set forth in the Trademark Applications.

Reply No. 12: Applicant did try to find documents related to the first use of the mark(s) and filed with the Trademark Application. The readily available document found at the time was a program brochure dated October 2, 2004 and therefore the date of the first use in the Trademark Applications was “At least as early as October 2, 2004”. The first page of the program brochure is attached as Exhibit RI12-5.

Objection: The Interrogatory for any other information is objected on the grounds that it is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b). In addition, this information, if exist, is obtainable by Opposer from some source that is more convenient, less burdensome, or less expensive. This information is also not relevant to the determination

of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence.

/s/Cheng Song, Esq.

**INTERROGATORY NO. 12** Identify and describe any communications from or to Applicant that relate to the origin, creator, adoption, owner, licensing, use or application for the mark(s) set forth in the Trademark Applications.

Reply No. 13: Applicant was not founded in 1990. It was founded on or around Feb 3, 2001. The initial attendees were shown in Exhibit RI13-6. It is a non-profit organization and therefore there is no owner. The organization operated under the leadership of its first President, Yuejin Li, and the membership meeting is always the highest decision mechanism as described previously regarding the selection of the Trademarks. Its bylaws were approved by the membership on October 20, 2001 and formally filed with the State of New Jersey on April 1, 2002. Even before filing with the State, the organization already operated using the current name as shown in Exhibit RI13-7 and Exhibit RI10-4. Its bylaws were not changed from 2001 to present.

**INTERROGATORY NO. 13** Identify and describe the ownership, organization, control and/or bylaws of Edison from 1990 until the time of response to this interrogatory and any Documents that relate to such ownership, organization, control and/or bylaws.

Reply No. 14: As it was described in the First Affirmative Defense, in a meeting dated on or about February 3, 2001. Applicant invited all to have a brainstorming session to find a suitable Chinese name for the Chorus, there were over 10 potential names suggested by the members (Exhibit RI7-3), and in a membership meeting dated on or about February 17, 2001, members voted on three potential names: 1. 黄土地合唱团; 2. 爱迪生华人合唱团; and 3. 乡音合唱团. The members voted and selected the third one, 乡音合唱团, which is the current mark in the case. Ms. Tan did not attend the meeting since she was not a member of the Chorus so that she had no voting right. No one has ever claimed the ownership of any suggested marks at that time.

**INTERROGATORY NO. 14** Identify and describe any legal or factual basis for Applicant's "First Affirmative Defense: Estoppel," and any evidence, including from witnesses, in support.

Reply No. 15: As it was described in the Second Affirmative Defense Opposer, Ms. Tan knew that she was not the user and therefore not an owner of the marks but filed trademark applications by falsely representing the fact with knowledge of its untruth and with intent to deceive the public and USPTO. The specimen she filed with the trademark applications shows the use of the marks by Applicant, Edison Chinese Chorus, not by Ms. Tan. They fraudulently misrepresented their association with Applicant which is inconsistent even in their own writings. They allege originally that they are a "competing" chorus with Applicant, then they were "ousted" by Applicant, and later they were "split" from Applicant and finally they were "Founders" of Applicant. Since they knew that Applicant is the true user and owner of the

marks, they filed oppositions with an intention to deceive TTAB using the falsely represented material fact. All of our witnesses can testify to the fact that Applicant is the true and sole owner of the mark(s).

**INTERROGATORY NO. 15** Identify and describe any legal or factual basis for Applicant's "Second Affirmative Defense: Fraud," and any evidence, including from witnesses, in support.

Reply No. 16: As it was described in the Third Affirmative Defense, Ms. Tan and Opposer never used the marks before Opposer was formed (Opposer admitted that "they were ousted") in 2017. As a matter of fact, Opposer further admitted that its First Use of the marks is on or after April 28, 2017 in its filing with the State of New Jersey. Therefore, even if the marks were owned by Ms. Tan in 2001, she has abandoned the marks due to the non-use from 2001 to 2017.

**INTERROGATORY NO. 16** Identify and describe any legal or factual basis for Applicant's "Third Affirmative Defense: Abandonment," and any evidence, including from witnesses, in support.

Reply No. 17: As it was described in the Fourth Affirmative Defense, Ms. Tan and Opposer were not the owner of the marks and therefore, there is no claim for them in the Opposition.

**INTERROGATORY NO. 17** Identify and describe any legal or factual basis for Applicant's "Fourth Affirmative Defense: No Claim," and any evidence, including from witnesses, in support.

Reply No. 18: As identified and described before, ownership is acquired through the use of the trademark in commerce. The owner of the mark(s) is Edison Chinese Chorus Inc. as shown in all of the brochures, newspapers, and other advertisement, including those documents filed by Ms. Tan in her Trademark applications. These documents are readily available by searching the websites, in the possession of many former or current members of either Applicant or Opposer, and can be testified by many witnesses, including but not limited to those listed in the initial disclosures. Two examples are attached as Exhibits RI18-8 and RI18-9.

**INTERROGATORY NO. 18** Identify and describe any legal or factual basis that supports that Applicant had ownership, license or other rights to use and file for applications for the mark(s) set forth in the Trademark Applications, and any evidence, including from witnesses, in support.

Reply No. 19: As identified and described before, the owner of the mark(s) is Edison Chinese Chorus Inc. The evidence of its use is shown in all of the brochures, newspapers, and other advertisement, including those documents filed by Ms. Tan in her Trademark applications. These documents are readily available by searching the websites, in the possession of many former or current members of either Applicant or Opposer, and can be testified by many witnesses, including but not limited to those listed in the initial disclosures. Two examples are attached as Exhibit RI18-8 and RI18-9.

Objection: The Interrogatory for any other information is objected on the grounds that it is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b). In addition, this information, if exist, is obtainable by Opposer from some source that is more convenient, less burdensome, or less expensive.

/s/Cheng Song, Esq.

**INTERROGATORY NO. 19** Identify and describe the history, origin, creation, adoption, application and use of the mark(s) set forth in the Trademark Applications, from their creation to the time of the response to this interrogatory, and any evidence, including witnesses, in support.

Reply No. 20: The user and therefore, the owner of the mark(s) is always Edison Chinese Chorus Inc. After its former Art Director, Mr. Bin Lu, was fired by the membership meeting in 2017 he formed a competing Chorus, which is Opposer, and started to send emails and made phone calls to Applicant and other entities.

Objection: The Interrogatory for any other information is objected on the grounds that this information is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b). In addition, these documents are obtainable by Opposer from some source that is more convenient, less burdensome, or less expensive.

/s/Cheng Song, Esq.

**INTERROGATORY NO. 20** Identify and describe any questions, remarks or confusion communicated to Applicant concerning the mark(s) set forth in the Trademark Applications, including any Documents relating to such.

Reply No. 21: Applicant reserves its right to any additional claims, defenses or evidence which may come out of the various stages of the proceedings.

**INTERROGATORY NO. 21** Identify and describe any claims, defenses or evidence, including from witnesses, that are not set forth in Applicant's Answer And Affirmative Defenses or in Applicant's responses to the interrogatories set forth above, that Applicant may rely on in this proceeding.

Reply No. 22: Applicant was not aware that Opposer ever used the mark(s) before April 28, 2017 as claimed and admitted by Opposer in its filing with the State of New Jersey.

Objection: The Interrogatory for any other information is objected on the grounds that this information is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and is obtainable by Opposer from some source that is more convenient, less burdensome and less expensive in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**INTERROGATORY NO. 22** Identify and describe Applicant's knowledge of Opposer's use in interstate commerce of the mark(s) set forth in the Trademark Applications, and the evidence, including from witnesses, that relates to such knowledge.

Reply No. 23: Applicant has been using the mark(s) from 2001 to present consistently in all the performances organized and attended by it, except for the performances attended by only individual members who do not represent Applicant as a whole in the performances.

**INTERROGATORY NO. 23** Identify and describe any performance by Applicant or Edison where the mark(s) set forth in the Trademark Applications were not used.

I declare under penalty of perjury that the foregoing is true and correct.

Respectfully submitted:

By: /s/Daping Fan  
Daping Fan  
President of Edison Chinese Chorus Inc.  
Dated: June 3, 2019

#### Certificate of Service

I hereby certify that a true and complete copy of the foregoing Applicant's Replies to First Set of Interrogatories has been served on H. Danny Kao, KAO & Associates, Counsel for the Opposer, by forwarding said copy on June 3, 2019, via email to dkao@kaolawus.com.

Signature: /s/Cheng Q. Song

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Before the Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

Opposition No. 91238706  
Application Serial Nos. 87566170 and 87538374

Xiang Yin He Chang Tuan Inc.  
Opposer

v.

Edison Chinese Chorus Inc.  
Applicant

### Applicant's Replies to First Set of Request for Documents

Applicant, Edison Chinese Chorus Inc., hereby submits its Replies to First Set of Request for Documents. Applicant reserves the right to supplement and/or amend these Replies as appropriate during the course of this action. Each Reply is followed by the corresponding Request for Documents as received from Opposer.

### Objection to the Definitions and Instructions

Objection: The set of Request for Documents utilizes prefatory instructions and definitions which extend the Request to those who are not the current Officers of Applicant. Therefore, the related instructions are neglected in Replies.

In addition, it seems that Opposer claimed itself as Columbia Trading Corp. ("Columbia") in page 1. Please advise what it means so that we can respond accordingly.

/s/Cheng Song, Esq.

Reply No. 1: Applicant's bylaws were approved on October 20, 2001 by the membership and were never changed. A copy of the bylaws is provided as Exhibit RD1-1.

**REQUEST NO. 1** All Documents that refer or relate to the bylaws of Edison, including when such bylaws were enacted and all amendments to such bylaws.

Reply No. 2: The filing records are provided as Exhibit RD2-2.

**REQUEST NO. 2** All Documents that refer or relate to the Edison LLC, corporate or other entity registration.

Reply No. 3:

Objection: The request is objected on the grounds that this information is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**NO. 3** All Documents that refer or relate to an Edison entity annual or other reporting to any government agency.

Reply No. 4: The available documents are provided as Exhibit RD4-3 and RD4-4.

Objection: Any other document request is objected on the grounds that this information is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b).

**REQUEST NO. 4** All Documents that refer or relate to the application or maintenance of 501(c)(3) status of Edison.

Reply No. 5:

Objection: The request is objected on the grounds that this information is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b). Furthermore, this request is oppressive, so broad and made solely for the purpose of harassing and intimidating Applicant.

/s/Cheng Song, Esq.

**REQUEST NO. 5** All tax returns of Edison.

Reply No. 6: The requested documents have already been contained in various Exhibits and additional documents could be obtained by searching the websites easily.

Objection: The request is objected on the ground that it is repetitious and redundant. Additionally, Opposer has more convenient, less burdensome, or less expensive source and therefore, this request is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 6** All Documents that refer or relate to the mark(s) that are the subject of the Trademark Applications.

Reply No. 7: The request has been answered in Replies to the First Set of Interrogatories.

Objection: The request is objected on the ground that it is repetitious and redundant. Additionally, Opposer has more convenient, less burdensome, or less expensive source and therefore, this request is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 7** All Documents that refer or relate to the origin, creation, adoption, first use, subsequent use, history ownership, agreements, contracts, or licensing of the mark(s) that are the subject of the Trademark Applications.

Reply No. 8:

Objection: The request is objected on the ground that it is repetitious and redundant. Additionally, Opposer has more convenient, less burdensome, or less expensive source and therefore, this request is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 8** All Documents that refer or relate to filing of the applications for the mark(s) that are the subject of the Trademark Applications.

Reply No. 9:

Objection: The request is objected on the grounds that this information is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 9** All Documents that refer or relate to meetings of Edison that concern the mark(s) that are the subject of the Trademark Applications.

Reply No. 10: The request has been answered in Replies to the First Set of Interrogatories.

Objection: The request is objected on the grounds it is repetitious and redundant. Additionally, this information is not relevant to the determination of the subject matter of this Opposition



and not calculated to lead to the discovery of admissible evidence and is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 10** All Documents that refer or relate to voting concerning the membership of Edison and any member of Opposer.

Reply No. 11: The request has been answered in Replies to the First Set of Interrogatories.

Objection: The request is objected on the grounds that this information request is unreasonable cumulative or duplicative. It is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 11** All Documents that refer or relate to the voting and firing of the music director of Edison on February 25, 2017.

Reply No. 12: The request has been answered in Replies to the First Set of Interrogatories. One of the early documents in which the name was mentioned is Applicant's bylaws, "The name of this organization shall be the Edison Chinese Chorus or Xiang Yin Chorus in Chinese," Exhibit RD1-1.

Objection: The request is objected on the grounds that this information request is unreasonable cumulative or duplicative. It is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 12** All Documents that refer or relate to the name, "Xiang Yin Chorus" in Chinese.

Reply No. 13: The request has been answered in Replies to the First Set of Interrogatories as well as Exhibit RD1-1.

**REQUEST NO. 13** All Documents that refer or relate to the president of Edison and his or her duties, responsibilities or obligations to Edison.

Reply No. 14: Many documents have been provided in various Exhibits.

Objection: The request is objected on the grounds that this document request is unreasonable cumulative or duplicative. Opposer has more convenient, less burdensome, or less expensive source and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b). Furthermore, this request is oppressive, so broad and made solely for the purpose of harassing and intimidating Applicant.

/s/Cheng Song, Esq.

**REQUEST NO. 14** All Documents that refer or relate to the musical performances of Edison including lists of songs, menus, photos, and newspaper articles, in which the mark(s) that are the subject of the Trademark Applications were used or were not used.

Reply No. 15:

Objection: The request is objected on the grounds that this information is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b). Furthermore, this request is oppressive, so broad and made solely for the purpose of harassing and intimidating Applicant.

/s/Cheng Song, Esq.

**REQUEST NO. 15** All Documents that refer or relate to any private or government grants obtained by Edison.

Reply No. 16: Please refer to Opposer's admission that Ms. Tan was never a member of Applicant. Our Exhibits in Replies to the First Set of Interrogatories also provided evidence (RI1-1) that Ms. Tan was not a member of Applicant.

Objection: Any further information request is objected on the grounds that Opposer has more convenient, less burdensome, or less expensive source since Ms. Tan is related to Opposer. In addition, this is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

**REQUEST NO. 16** All Documents that refer or relate to Ms. Tan as a volunteer or being otherwise associated with Edison or its members.

Reply No. 17: The request has been answered in Replies to the First Set of Interrogatories.

Objection: This request is objected on the grounds that Opposer has more convenient, less burdensome, or less expensive source since Mr. Lu is the principal of Opposer. In addition, this is not relevant to the determination of the subject matter of this Opposition and not calculated

to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 17** All Documents that refer or relate to the hiring of music director, Mr. Lu, including any agreements, contracts, salary, compensation, reimbursement, date of hiring, reasons for hiring, or the resume of the music director.

Reply No. 18: The request has been answered in Replies to the First Set of Interrogatories (Exhibit RI1-1).

**REQUEST NO. 18** All Documents that refer or relate to the membership of Edison in 2001 including names, addresses, and phone numbers.

Reply No. 19: The request has been answered in Replies to the First Set of Interrogatories.

Objection: Any further information request is objected on the grounds that this document request is unreasonable cumulative or duplicative. Opposer has more convenient, less burdensome, or less expensive source since Mr. Lu is the principal of Opposer. In addition, this is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 19** All Documents that refer or relate to the firing of music director, Mr. Lu, including any agreements, contracts, salary, compensation, reimbursement, date of firing or discharge, reasons for firing or discharge, or the resume of the music director.

Reply No. 20: The voting result was provided as Exhibit RI3-2.

Objection: Any further information request is objected on the grounds that this document request is unreasonable cumulative or duplicative. Opposer has more convenient, less burdensome, or less expensive source since Mr. Lu is the principal of Opposer. In addition, this is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 20** All Documents that refer or relate to any music directors of Edison, including any agreements, contracts, salary, compensation, reimbursement, date of hiring, date of

firing or discharge, reasons for hiring, firing or discharge, or the resume of the music director.

Reply No. 21: The request has been answered in Replies to the First Set of Interrogatories as well as Exhibit RD1-1.

Objection: Any further information request is objected on the grounds that it is repetitious and redundant. In addition, this is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 21** All Documents that refer or relate to the membership, rights, position, duties, responsibilities, or obligations of Da Ping Fan and Edison.

Reply No. 22: The request has been answered in Replies to the First Set of Interrogatories as well as Exhibit RD1-1.

Objection: Any further information request is objected on the grounds that it is repetitious and redundant. In addition, this is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 22** All Documents that refer or relate to the membership, rights, position, duties, responsibilities, or obligations of Ya Bin Lei and Edison.

Reply No. 23: The request has been answered in Replies to the First Set of Interrogatories as well as Exhibit RD1-1.

Objection: Any further information request is objected on the grounds that it is repetitious and redundant. In addition, this is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 23** All Documents that refer or relate to the membership, rights, position, duties, responsibilities, or obligations of Yu Liu and Edison.

Reply No. 24: The request has been answered in Replies to the First Set of Interrogatories.

Objection: Any further information request is objected on the grounds that it is repetitious and redundant. In addition, this is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

**REQUEST NO. 24** All Documents that refer or relate to the meeting on or about February 17, 2001, including meeting minutes, voting results, and any other Documents.

Reply No. 25: The request has been answered previously.

Objection: This request is objected on the grounds that it is repetitious and redundant. In addition, this is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 25** All Documents that refer or relate to any intention or understanding concerning the proposing of a name for a chorus in February of 2001.

Reply No. 26: The request has been answered previously.

Objection: This request is objected on the grounds that it is repetitious and redundant. In addition, this is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 26** All Documents that refer or relate to any assignment, license, contract or agreement concerning use of the name of “Xiang Yin Chorus” in Chinese, or any other mark, between Edison and Ms. Tan.

Reply No. 27:

Objection: The request is objected on the grounds that this request is undefined and so broad. Opposer has more convenient, less burdensome, or less expensive source. Furthermore, this request is oppressive, and made solely for the purpose of harassing Applicant.

/s/Cheng Song, Esq.

**REQUEST NO. 27** All Documents that refer or relate to Opposer.

Reply No. 28: The request has been answered in Replies to the First Set of Interrogatories.

**REQUEST NO. 28** All Documents that refer or relate to Applicant's First Affirmative Defense: Estoppel.

Reply No. 29: The request has been answered in Replies to the First Set of Interrogatories. The fact that no one claimed ownership to the potential marks they contributed from 2001 to 2018, including Ms. Tan, showed that is the intention and understanding of the contributors".

**REQUEST NO. 29** All Documents that refer or relate to "the intention and understanding of the contributors" as stated in Applicant's Answer And Affirmative Defenses, p. 3.

Reply No. 30: This request has been answered in Replies to the First Set of Interrogatories.

Objection: This request is objected on the grounds that it is repetitious and redundant. In addition, this is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 30** All Documents that refer or relate to "without any obligation to anyone" as stated in Applicant's Answer And Affirmative Defenses, p. 3.

Reply No. 31: The request has been answered in Replies to the First Set of Interrogatories.

Objection: This request is objected on the grounds that it is repetitious and redundant. In addition, this is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 31** All Documents that refer or relate to "Applicant relied on the mutual understanding among all contributors that such mark is for Applicant to use in the interstate commerce freely," as stated in Applicant's Answer And Affirmative Defenses, p. 3.

Reply No. 32: The request has been answered in Replies to the First Set of Interrogatories.

Objection: This request is objected on the grounds that it is repetitious and redundant. In addition, this is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 32** All Documents that refer or relate to Applicant's Second Affirmative Defense: Fraud.

Reply No. 33: The request has been answered in Replies to the First Set of Interrogatories.

Objection: This request is objected on the grounds that it is repetitious and redundant. In addition, this is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 33** All Documents that refer or relate to Applicant's Third Affirmative Defense: Abandonment.

Reply No. 34: The request has been answered in Replies to the First Set of Interrogatories.

Objection: This request is objected on the grounds that it is repetitious and redundant. In addition, this is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 34** All Documents that refer or relate to Applicant's Fourth Affirmative Defense: No Claim.

Reply No. 35: The request has been answered in Replies to the First Set of Interrogatories.

Objection: This request is objected on the grounds that it is repetitious and redundant. In addition, this is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 35** All Documents that refer or relate to any communications, questions, remarks or confusion concerning the mark(s) set forth in the Trademark Applications.

Reply No. 36: The request has been answered in Replies to the First Set of Interrogatories.

Objection: This request is objected on the grounds that it is repetitious and redundant. In addition, this is not relevant to the determination of the subject matter of this Opposition and

not calculated to lead to the discovery of admissible evidence and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 36** All Documents that refer or relate to any communications, questions, remarks or confusion concerning any similarities or differences between Applicant and Opposer.

Reply No. 37:

Objection: This request is objected on the grounds that Opposer has more convenient, less burdensome, or less expensive source and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 37** All Documents that refer or relate to Opposer's use of the mark(s) set forth in the Trademark Applications.

Reply No. 38:

Objection: This request is objected on the grounds that Opposer has more convenient, less burdensome, or less expensive source and therefore, it is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

**REQUEST NO. 38** All Documents that refer or relate to Opposer's failure to use the mark(s) set forth in the Trademark Applications.

I declare under penalty of perjury that the foregoing is true and correct.

Respectfully submitted:

By: /s/Daping Fan

Daping Fan

President of Edison Chinese Chorus Inc.

Dated: June 3, 2019



### Certificate of Service

I hereby certify that a true and complete copy of the foregoing Applicant's Replies to First Set of Interrogatories has been served on H. Danny Kao, KAO & Associates, Counsel for the Opposer, by forwarding said copy on June 3, 2019, via email to dkao@kaolawus.com.

Signature: /s/Cheng Q. Song

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Before the Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

Opposition No. 91238706  
Application Serial Nos. 87566170 and 87538374

Xiang Yin He Chang Tuan Inc.  
Opposer

v.

Edison Chinese Chorus Inc.  
Applicant

### Applicant's Replies to First Set of Request for Admissions

Applicant, Edison Chinese Chorus Inc., hereby submits its Replies to First Set of Request for Admissions. Applicant reserves the right to supplement and/or amend these Replies as appropriate during the course of this action. Each Reply is followed by the corresponding Request for Admissions as received from Opposer.

### Objection to the Definitions and Instructions

Objection: The set of Request for Admissions utilizes prefatory instructions and definitions which extend the Request to those who are not the current Officers of Applicant. Therefore, the related instructions are neglected in Replies.

/s/Cheng Song, Esq.

Reply No. 1: Denied.

**REQUEST NO. 1** Applicant's first use of the mark, "Xiang Yin Chorus" in Chinese, was October 2, 2004.

Reply No. 2: Denied.

**REQUEST NO. 2** Applicant's first use of any mark set forth in the Trademark Applications was October 2, 2004.

Reply No. 3: Denied.

**REQUEST NO. 3** Applicant's first use in interstate commerce of the mark, "Xiang Yin Chorus" in Chinese, was October 2, 2004.

Reply No. 4: Denied.

**REQUEST NO. 4** Applicant's first use in interstate commerce of any mark set forth in the Trademark Applications was October 2, 2004.

Reply No. 5: Admitted in part since the bylaws were approved by the membership on October 20, 2001. Denied in part since the principle of the bylaws were followed by Applicant since its first meeting, such as "Membership meeting is the highest decision mechanism."

**REQUEST NO. 5** Edison adopted its first bylaws on October 20, 2001.

Reply No. 6: Admitted in part since the bylaws were approved by the membership on October 20, 2001. Denied in part since the principle of the bylaws were followed by Applicant since its first meeting, such as "Membership meeting is the highest decision mechanism."

**REQUEST NO. 6** In February of 2001, Edison had no bylaws in effect.

Reply No. 7: Denied.

**REQUEST NO. 7** Edison was first registered as a legal entity with the State of New Jersey in October of 2001.

Reply No. 8: Admitted.

**REQUEST NO. 8** In February of 2001, Edison had not been incorporated or registered as an corporation with the State of New Jersey.

Reply No. 9: Denied. In trademark law the ownership of a mark is created by using it in commerce.

**REQUEST NO. 9** The mark, "Xiang Ying Chorus" in Chinese, was created by Ms. Tan.

Reply No. 10: Denied. In trademark law the ownership of a mark is created by using it in commerce.

**REQUEST NO. 10** The mark(s) set forth in the Trademark Applications was created by Ms. Tan.

Reply No. 11: Admitted in part since it used the mark from 2001 to 2017. Denied in part since it continuously uses the mark from 2017 to present.

**REQUEST NO. 11** An entity known as Edison continuously used the mark, “Xiang Yin Chorus” in Chinese, from 2001 to 2017.

Reply No. 12: Admitted in part since it used the mark from 2001 to 2017. Denied in part since it continuously uses the mark from 2017 to present.

**REQUEST NO. 12** An entity known as Edison continuously used the mark(s) set forth in the Trademark Applications from 2001 to 2017.

Reply No. 13: Denied. Ms. Tan’s husband was one of the about 25 founding members of Edison. No one is a founder of Edison.

**REQUEST NO. 13** Ms. Tan’s husband was one of the founders of an entity known as Edison in February 2001.

Reply No. 14: Admitted.

**REQUEST NO. 14** In February of 2001, Ms. Tan was not a member of Edison.

Reply No. 15: Admitted.

**REQUEST NO. 15** Ms. Tan was never a member of Edison.

Reply No. 16: Admitted.

**REQUEST NO. 16** Ms. Tan was not a singer with a chorus associated with an entity known as Edison.

Reply No. 17: Denied. Applicant knows that the use of mark(s) created the ownership and Applicant is the owner.

**REQUEST NO. 17** Applicant had no knowledge of which person was the origin of the mark(s) set forth in the Trademark Applications when Applicant filed the Trademark Applications.

Reply No. 18: Denied. Applicant knows that the use of mark(s) created the ownership and Applicant is the owner.

**REQUEST NO. 18** Applicant had no knowledge of which person was the creator of the mark(s) set forth in the Trademark Applications when Applicant filed the Trademark Applications.

Reply No. 19: Denied. Applicant knows that the use of mark(s) created the ownership and Applicant is the owner.

**REQUEST NO. 19** Applicant had no knowledge of the first adopter of the mark(s) set forth in the Trademark Applications when Applicant filed the Trademark Applications.

Reply No. 20: Denied. Applicant claimed in its application that the first use is at least as early as 10/2/2004 but now found the first use is at least as early as 12/2/2001.

**REQUEST NO. 20** Applicant had no knowledge of the first use in interstate commerce of the mark(s) set forth in the Trademark Applications when Applicant filed the Trademark Applications.

Reply No. 21: Admitted since it did not exist.

**REQUEST NO. 21** Applicant had no knowledge of an agreement between Ms. Tan and her husband concerning the mark(s) set forth in the Trademark Applications when Applicant filed the Trademark Applications.

Reply No. 22: Admitted but it was a fraudulent transaction.

**REQUEST NO. 22** Opposer obtained an assignment from Ms. Tan for the mark, “Xiang Yin Chorus” in Chinese, on February 28, 2018.

Reply No. 23: Denied in part from 2001 to 2017 and admitted in part from 2017 to present for those people who has no knowledge of the history of the Chorus.

**REQUEST NO. 23** There is confusion among the public resulting from the Applicant’s use of the mark(s) set forth in the Trademark Applications, and from the use of a mark by Opposer, as to the origin of the Applicant’s and Opposer’s chorus groups and services.

Reply No. 24: Denied since the origin was presented in the Answer and Affirmative Defenses and Exhibit RI7-3.

**REQUEST NO. 24** Applicant has no Documents that evidence that it was the origin of the mark(s) set forth in the Trademark Applications.

Reply No. 25: Denied since the use of a mark in commerce created an ownership according to the Trademark Law. Therefore, Applicant is the creator and owner of the mark(s).

**REQUEST NO. 25** Applicant has no Documents that evidence that it was the creator of the mark(s) set forth in the Trademark Applications.

Reply No. 26: Denied since the use of a mark in commerce created an ownership according to the Trademark Law. Therefore, Applicant is the first adopter and owner of the mark(s).

**REQUEST NO. 26** Applicant has no Documents that evidence that it was the first adopter of the mark(s) set forth in the Trademark Applications.

Reply No. 27: Denied since the use of a mark in commerce created an ownership according to the Trademark Law. Therefore, Applicant is the user and owner of the mark(s).

**REQUEST NO. 27** Applicant has no Documents that evidence that it was the first user of the mark(s) set forth in the Trademark Applications.

Reply No. 28: Denied since the use of a mark in commerce created an ownership according to the Trademark Law. Therefore, Applicant is the user and owner of the mark(s).

**REQUEST NO. 28** Applicant has no Documents that evidence that it is the owner of the mark(s) set forth in the Trademark Applications.

Reply No. 29: Admitted since Applicant is the owner and no license would be needed.

**REQUEST NO. 29** Applicant has no Documents that evidence that it is has a license to the mark(s) set forth in the Trademark Applications.

Reply No. 30: Admitted since Applicant is the owner and no license would be needed.

**REQUEST NO. 30** Applicant has no Documents that evidence that it has a license from Ms. Tan to the mark(s) set forth in the Trademark Applications.

Reply No. 31: Admitted but Opposer was using the mark(s) unlawfully.

**REQUEST NO. 31** Applicant knew that Opposer was using the mark(s) set forth in the Trademark Applications in interstate commerce when Applicant filed the Trademark Applications.

Reply No. 32: Denied as explained in Replies to First Set of Interrogatories.

**REQUEST NO. 32** The composition of an entity known as Edison changed after a “Membership meeting on February 25, 2017” (Applicant’s Answer And Affirmative Defenses, p. 3).

Reply No. 33: Denied. The legal entity was never changed. The Art director, Mr. Bin Lu, was fired and a new Art director was hired after the meeting.

**REQUEST NO. 33** The legal entity known as Edison changed when its composition changed after a “Membership meeting on February 25, 2017” (Applicant’s Answer And Affirmative Defenses, p. 3).

Reply No. 34: Denied. It is just a typo, it should read “even if the mark was the brainchild of Ms. Tan in 2001 she did not ask Applicant to get a license from her”.

**REQUEST NO. 34** “[E]ven if the mark was the brainchild of Ms. Tan in 2001 she did ask Applicant to get a license from them” (Applicant’s Answer And Affirmative Defenses, p. 3).

I declare under penalty of perjury that the foregoing is true and correct.

Respectfully submitted:

By: /s/Daping Fan  
Daping Fan  
President of Edison Chinese Chorus Inc.  
Dated: June 3, 2019

#### Certificate of Service

I hereby certify that a true and complete copy of the foregoing Applicant’s Replies to First Set of Interrogatories has been served on H. Danny Kao, KAO & Associates, Counsel for the Opposer, by forwarding said copy on June 3, 2019, via email to dkao@kaolawus.com.

Signature: /s/Cheng Q. Song

RDI-1

## **THE EDISON CHINESE CHORUS (XIANG YIN)**

---

*The bylaws were approved on October 20, 2001 by the membership.*

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### **BYLAWS**

#### **BYLAW I. NAME**

The name of this organization shall be the Edison Chinese Chorus or Xiang Yin Chorus in Chinese, hereinafter referred to as "the chorus."

#### **BYLAW II. MISSIONS AND OBJECTS**

The chorus is a non-profit, cultural organization. Its mission is to enrich lives and broaden the cultural horizons of its members; to promote culture exchange and understanding within the community; and to provide community service through choral singing and concert performance.

The organization's main object is to develop Chinese folk chorus with other music forms as supplements. The chorus strives to achieve excellence in choral performance and, at the same time, emphasizes developing individuals musical skills.

#### **BYLAW III. MEMBERS**

##### **Section 1. Membership**

Anyone with basic knowledge of music and ability to perform choral singing may apply to join the chorus. The applicant may apply for the chorus verbally through the president of the chorus or by member introduction.

##### **Section 2. Rights and Obligations**

A member has a right to question and make recommendations about the direction and operation of the chorus. A member has the right and privilege to elect officers and to be elected.

A member is obligated to pay membership dues. A member should participate in chorus rehearsals, performance and related activities. A member is obligated to perform chorus services as needed.

A member may leave or rejoin the chorus at will. If a member cannot fulfill his/her obligations, the member may be considered relinquishment of membership.



RD 2-2

Mail to PO Box 308  
Trenton, NJ 08625STATE OF NEW JERSEY  
DIVISION OF REVENUEOvernight to 225 West State St  
3rd Floor  
Trenton, NJ 08608-1001

## PUBLIC RECORDS FILING FOR NEW BUSINESS ENTITY

Fill out all information below INCLUDING INFORMATION FOR ITEM 12, and sign in the space provided. Please note that once filed, this form constitutes your original certificate of incorporation/formation/registration/authority, and the information contained in the filed form is considered public. Refer to the instructions for delivery/return options, filing fees and field-by-field requirements. Remember to remit the appropriate fee amount. Use attachments if more space is required for any field, or if you wish to add articles for the public record.

## 1. Business Name:

Edison Chinese Chorus Inc.

## 2. Alternate Business Name:

3. Type of Business Entity: NP  
(See Instructions for Codes, Page 19, Item 3)4. Business Purpose:  
(See Instructions, Page 20, Item 4)

(see by-laws) community service, culture exchange

## 5. Stock (Domestic Corporations Only - Total Shares):

## 6. Duration (If Indefinite or Perpetual, Leave Blank):

## 7. State of Formation/Incorporation (Foreign Entities Only):

## 8. Date of Formation/Incorporation (Foreign Entities Only):

## 9. Contact Information:

Registered Agent Name: Yuejin Li

## Registered Office

(Must be a New Jersey address with street address)

Street 8 East DriveCity Edison Zip 08820

## Main Business or Principal Business Address

(If different than the Registered Office)

Street \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

## 10. Management (Domestic Corporations and Limited Partnerships Only)

- For-Profit and Professional Corporations list initial Board of Directors, minimum of 1;
- Domestic Non-Profits list Board of Trustees, minimum of 3;
- Limited Partnerships list all General Partners.

Name	Street Address	City	State	Zip
<u>Yuejin Li</u>	<u>8 East Drive</u>	<u>Edison</u>	<u>NJ</u>	<u>08820</u>
<u>Yuangi Wen</u>	<u>23 Calvert Ave. East</u>	<u>Edison</u>	<u>NJ</u>	<u>08820</u>
<u>Qihang Zhang</u>	<u>835-A Donalson St.</u>	<u>Highland Park</u>	<u>NJ</u>	<u>08904</u>

The signatures below certify that the business entity has complied with all applicable filing requirements pursuant to the laws of the State of New Jersey.

## 11. Incorporators (Domestic Corporations Only, minimum of 1)

Name	Street Address	City	State	Zip
<u>Yuejin Li</u>	<u>8 East Drive</u>	<u>Edison</u>	<u>NJ</u>	<u>08820</u>

\*\* Signature(s) for the Public Record (See instructions for Information on Signature Requirements)

Signature	Name	Title	Date
<u>Yuejin Li</u>	<u>Yuejin Li</u>	<u>President</u>	<u>March 27, 2002</u>

1083597  
2081140

0100876601

RD4-3  
DEPARTMENT OF THE TREASURY  
INTERNAL REVENUE SERVICE  
HOLTSVILLE NY 00501

DATE OF THIS NOTICE: 05-09-2002  
NUMBER OF THIS NOTICE: CP 575 E  
EMPLOYER IDENTIFICATION NUMBER: 04-3654571  
FORM: SS-4  
0134050048 0

EDISON CHINESE CHORUS INC  
% YUEJIN LI  
8 EAST DR  
EDISON NJ 08820

FOR ASSISTANCE CALL US AT:  
1-800-829-1040

OR WRITE TO THE ADDRESS  
SHOWN AT THE TOP LEFT.

IF YOU WRITE, ATTACH THE  
STUB OF THIS NOTICE.

WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER (EIN)

Thank you for your Form SS-4, Application for Employer Identification Number (EIN). We assigned you EIN 04-3654571. This EIN will identify your business account, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

Use your complete name and EIN shown above on all federal tax forms, payments and related correspondence. If you use any variation in your name or EIN, it may cause a delay in processing and incorrect information in your account. It also could cause you to be assigned more than one EIN.

If you want to apply to receive a ruling or a determination letter recognizing your organization as tax exempt, and have not already done so, you should file Form 1023/1024, Application for Recognition of Exemption, with the IRS Ohio Key District Office. Publication 557, Tax Exempt Status for Your Organization, is available at most IRS offices and has details on how you can apply.

Keep this part for your records.

CP 575 E (Rev. 1-200

Return this part with any correspondence  
so we may identify your account. Please  
correct any errors in your name or address.

CP 575 E

0134050048

Your Telephone Number Best Time to Call  
( ) -

DATE OF THIS NOTICE: 05-09-2002  
EMPLOYER IDENTIFICATION NUMBER: 04-3654571  
FORM: SS-4

INTERNAL REVENUE SERVICE  
HOLTSVILLE NY 00501

EDISON CHINESE CHORUS INC  
% YUEJIN LI  
8 EAST DR  
EDISON NJ 08820



RD4-4

INTERNAL REVENUE SERVICE  
P. O. BOX 2508  
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: **MAR 21 2007**

EDISON CHINESE CHORUS INC  
8 EAST DR  
EDISON, NJ 08820-0000

Employer Identification Number:  
04-3654571

DIN:

17053048724017

Contact Person:

THOMAS C KOESTER

ID# 31116

Contact Telephone Number:

(877) 829-5500

Public Charity Status:

170(b)(1)(A)(vi)

Dear Applicant:

Our letter dated SEPTEMBER 2002, stated you would be exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code, and you would be treated as a public charity, rather than as a private foundation, during an advance ruling period.

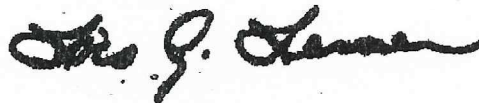
Based on the information you submitted, you are classified as a public charity under the Code section listed in the heading of this letter. Since your exempt status was not under consideration, you continue to be classified as an organization exempt from Federal income tax under section 501(c)(3) of the Code.

Publication 557, Tax-Exempt Status for Your Organization, provides detailed information about your rights and responsibilities as an exempt organization. You may request a copy by calling the toll-free number for forms, (800) 829-3676. Information is also available on our Internet Web Site at [www.irs.gov](http://www.irs.gov).

If you have general questions about exempt organizations, please call our toll-free number shown in the heading.

Please keep this letter in your permanent records.

Sincerely yours,



Lois G. Lerner  
Director, Exempt Organizations  
Rulings and Agreements

Letter 1050 (DO/CG)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Before the Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

Opposition No. 91238706  
Application Serial Nos. 87566170 and 87538374

Xiang Yin He Chang Tuan Inc.  
Opposer

v.

Edison Chinese Chorus Inc.  
AKA Xiang Yin Chorus or  
Xiang Yin He Chang Tuan  
Applicant

#### Applicant's Replies to Second Set of Interrogatories

Applicant, Edison Chinese Chorus Inc., AKA Xiang Yin Chorus or Xiang Yin He Chang Tuan, hereby submits its Replies to Second Set of Interrogatories. Applicant reserves the right to supplement and/or amend these Replies as appropriate during the course of this action. Each Reply is followed by the corresponding Interrogatory as received from Opposer.

#### Objection to the Definitions and Instructions

Objection: The set of Interrogatories utilizes prefatory instructions and definitions which extend the Interrogatories to those who are not the current Officers of Applicant. Therefore, the related instructions are neglected in Replies.

/s/Cheng Song, Esq.

Reply No. 24: The chorus is Edison Chinese Chorus, AKA Xiang Yin Chorus or Xiang Yin He Chang Tuan, which was formed on or about Feb. 2001. The use of the trademarks started after the meeting held on or about Feb. 17, 2001. The owner of the trademarks is Edison Chinese Chorus from the beginning until today. The names and contact information of the membership on or about February 2001 is provided previously in Exhibit RI1-1, "Chorus Members as of Feb. 2001". RI10-4 is a copy of program brochure which shown three songs performed by "Edison" and in Chinese "Xiang Yin He Chang Tuan" which is the Trademark in this litigation.

INTERROGATORY NO. 24 Please identify and describe the chorus and its use of any trademarks (including identifying its name, members, relation to Applicant (which was formed on 4/1/2001) or Edison, and first use and ownership of the marks that are the subject of the Trademark Applications)

that concern documents RI 1-1 (“Chorus Members as of Feb. -2001”) and RI 10-4 (“Xian Ying Chorus”), which were produced by Applicant.

Reply No. 25: RI 13-6 is a photo taken on or about February 3, 2001 when the chorus was first formed. The founding President, Mr. Yuejin Li, is the custodian of the document.

INTERROGATORY NO. 25 Concerning document RI 13-6, which was produced by the Applicant, please identify the origin and custodian(s) of the document and its content since the document was created and modified (if it was modified), including identifying when and by whom was the information on the document put there (i.e., who wrote or printed on the document, and when, the information that states “Date: February 3, 2001,” “Place 44 Utica Rd, Edison, NJ 08820,” “The Founding Members of Edison Chinese Chorus (乡音合唱团),” and “Names [with lists of names]).

I declare under penalty of perjury that the foregoing is true and correct.

Respectfully submitted:

By: /s/Daping Fan

Daping Fan

President of Edison Chinese Chorus Inc.

Dated: February 14, 2020

#### Certificate of Service

I hereby certify that a true and complete copy of the foregoing Applicant’s Replies to First Set of Interrogatories has been served on H. Danny Kao, KAO & Associates, Counsel for the Opposer, by forwarding said copy on February 14, 2020, via email to dkao@kaolawus.com.

Signature: /s/Cheng Q. Song

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Before the Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

Opposition No. 91238706  
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Opposer

v.

Edison Chinese Chorus Inc.  
AKA Xiang Yin Chorus or  
Xiang Yin He Chang Tuan  
Applicant

#### Applicant's Replies to Second Set of Request for Documents

Applicant, Edison Chinese Chorus Inc., AKA Xiang Yin Chorus or Xiang Yin He Chang Tuan, hereby submits its Replies to Second Set of Request for Documents. Applicant reserves the right to supplement and/or amend these Replies as appropriate during the course of this action. Each Reply is followed by the corresponding Request for Documents as received from Opposer.

#### Objection to the Definitions and Instructions

Objection: The set of Request for Documents utilizes prefatory instructions and definitions which extend the Request to those who are not the current Officers of Applicant. Therefore, the related instructions are neglected in Replies.

In addition, it seems that Opposer claimed itself as Columbia Trading Corp. ("Columbia") in page 1. Please advise what it means so that we can respond accordingly.

/s/Cheng Song, Esq.

Reply No. 39:

Objection: The request is objected on the grounds that this information is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

REQUEST NO. 39 All Documents (e.g., award certificates, official acknowledgment) that refer or relate to the statement on the Applicant's website that current music director, Mr. Chunhe Zhang, is of the "first group of the privileged artist stipend recipients acknowledged by the Chinese government."

Reply No. 40:

Objection: The request is objected on the grounds that this information is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

REQUEST NO. 40 All Documents (e.g., award certificates, official acknowledgment) that refer or relate to the statement on the Applicant's website that current music director, Mr. Chunhe Zhang, is "the recipient among the first group of State Department special allowance experts."

Reply No. 41: Applicant has many public performances both before and after April 2017. The program brochures, notices or advertisements are readily available in the newspapers, online websites, etc. Opposer has already had many of the information.

Objection: The request is objected on the grounds that this information is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

REQUEST NO. 41 All Documents (e.g., lists, notices, advertisements, brochures) that refer or relate to the public performances of Applicant after April 2017 to the present.

Reply No. 42: The previous exhibit RD1-1 showed that "the chorus may hire a music professional as its music director".

Objection: The other parts of the request are objected on the ground that Opposer has more convenient, less burdensome, or less expensive source for the information and therefore, this request is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

REQUEST NO. 42 All documents concerning a contract or agreement (e.g., employment contract, consultant agreement) concerning a music director of Applicant, including Mr. Bin Lv.

Reply No. 43: The previous exhibit, RD1-1, lines 3-4 from bottom of page 2 states: “the chorus may hire a music professional as its music director.” Exhibit RD43-5 is a copy of 1099-Misc showing the payment to Mr. Lv.

Objection: The other parts of the request are objected on the ground that Opposer has more convenient, less burdensome, or less expensive source for the information and therefore, this request is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

REQUEST NO. 43 All documents concerning Applicant’s assertion that Mr. Bin Lv was a “hired” music director.

Reply No. 44: The previous exhibits, RD1-1, lines 3-4 from bottom of page 2 states: “the chorus may hire a music professional as its music director.” And RI 3-2 showed the result of the membership meeting.

Objection: The request is objected on the ground that it is repetitious and redundant since it has been produced previously. In addition, this information is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, this request is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

REQUEST NO. 44 All documents concerning the firing or removal of Mr. Bin Lv as a music director, according to RI 3-2 produced by Applicant, or otherwise.

Reply No. 45:

Objection: The request is objected on the ground that it is repetitious and redundant since it has been produced previously. In addition, this information is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, this request is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

REQUEST NO. 45 All documents concerning the proposal to fire or remove Mr. Bin Lv as a music director, according to RI 3-2 produced by Applicant, or otherwise.

Reply No. 46:



Objection: The request is objected on the ground that this information is not relevant to the determination of the subject matter of this Opposition and not calculated to lead to the discovery of admissible evidence and therefore, this request is in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

REQUEST NO. 46 Documents sufficient to identify the person who made the proposal to fire or remove Mr. Bin Lv as a music director, according to RI 3 2 produced by Applicant, or otherwise.

Reply No. 47: Mr. Wen was not fired or removed from the membership by Applicant. He chose to stop participating in the Applicant's activities.

REQUEST NO. 47 All documents concerning the firing or removal of Mr. Wen as a member of Applicant.

Reply No. 48: As responded in Reply No. 47: Mr. Wen was not fired or removed from the membership by Applicant. He chose to stop participating in the Applicant's activities.

REQUEST NO. 48 All documents concerning the proposal to fire or remove Mr. Wen as a member of Applicant.

Reply No. 49: As responded in Reply No. 47: Mr. Wen was not fired or removed from the membership by Applicant. He chose to stop participating in the Applicant's activities.

REQUEST NO. 49 Documents sufficient to identify the person who made the proposal to fire or remove of Mr. Wen as a member of Applicant.

Reply No. 50. See Exhibit RD50-6, the meeting notice sent on January 19, 2017 more than two weeks prior to the meeting date.

REQUEST NO. 50 All documents concerning any notice provided to the members of Applicant prior to the 2/25/2017 meeting.

Reply No. 51:

Objection: The request is objected on the grounds that this information request is unreasonably cumulative or duplicative and is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

REQUEST NO. 51 The member list of Applicant before the 2/25/2017 meeting.

Reply No. 52:

Objection: The request is objected on the grounds that this information request is unreasonably cumulative or duplicative and is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

REQUEST NO. 52 The member list of Applicant who were at the 2/25/2017 meeting.

Reply No. 53:

Objection: The request is objected on the grounds that this information request is unreasonably cumulative or duplicative is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

REQUEST NO. 53 The member list of Applicant immediately or soon after the 2/25/2017 meeting.

Reply No. 54:

Objection: The request is objected on the grounds that this information request is unreasonably cumulative or duplicative and is unduly burdensome in violation of the Federal Rules of Civil Procedure Rule 26(b).

/s/Cheng Song, Esq.

REQUEST NO. 54 Any record, summary, report, notice, message or other document concerning what transpired at the 2/25/2017 meeting.

I declare under penalty of perjury that the foregoing is true and correct.

Respectfully submitted:

By: /s/Daping Fan

Daping Fan

President of Edison Chinese Chorus Inc.

Dated: February 14, 2020

Certificate of Service

I hereby certify that a true and complete copy of the foregoing Applicant's Replies to First Set of Interrogatories has been served on H. Danny Kao, KAO & Associates, Counsel for the Opposer, by forwarding said copy on February 14, 2020, via email to dkao@kaolawus.com.

Signature: /s/Cheng Q. Song

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Before the Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

Opposition No. 91238706  
Application Serial Nos. 87566170 and 87538374

Xiang Yin He Chang Tuan Inc.  
Opposer

v.

Edison Chinese Chorus Inc.  
AKA Xiang Yin Chorus or  
Xiang Yin He Chang Tuan  
Applicant

#### Applicant's Replies to Second Set of Request for Admissions

Applicant, Edison Chinese Chorus Inc., AKA Xiang Yin Chorus or Xiang Yin He Chang Tuan, hereby submits its Replies to Second Set of Request for Admissions. Applicant reserves the right to supplement and/or amend these Replies as appropriate during the course of this action. Each Reply is followed by the corresponding Request for Admissions as received from Opposer.

#### Objection to the Definitions and Instructions

Objection: The set of Request for Admissions utilizes prefatory instructions and definitions which extend the Request to those who are not the current Officers of Applicant. Therefore, the related instructions are neglected in Replies.

/s/Cheng Song, Esq.

Reply No. 35: Denied.

REQUEST NO. 35 Applicant contends that the first use date allegation for the mark(s) set forth in the Trademark Applications (Serial Nos. 87566170 and 87538374) is not correct.

Reply No. 36: Admitted.

REQUEST NO. 36 Applicant currently contends that the first use of the mark(s) set forth in the Trademark Applications in interstate commerce was at least as early as 12/2/2001.

Reply No. 37: Denied.

REQUEST NO. 37 The first use of the mark(s) set forth in the Trademark Applications in interstate commerce was before Applicant was created as an entity.

Reply No. 38: Denied.

REQUEST NO. 38 The first use of the mark(s) set forth in the Trademark Applications in interstate commerce was by an entity other than Applicant.

Reply No. 39: Denied.

REQUEST NO. 39 The first use of the mark(s) set forth in the Trademark Applications in interstate commerce was by an entity other than Applicant and that entity never transferred the mark(s) to Applicant by agreement, contract or otherwise.

Reply No. 40: Denied.

REQUEST NO. 40 It is not possible that the Applicant, the “Edison Chinese Chorus Inc.,” made the first use of the mark(s) set forth in the Trademark Applications in interstate commerce, because at the time of such first use the “Edison Chinese Chorus Inc.” had not yet been created as an entity.

Reply No. 41: Objected on irrelevancy.

/s/Cheng Song, Esq.

REQUEST NO. 41 There is no documentary evidence (e.g., official certificate or acknowledgment) that Applicant’s current music director is of the “first group of the privileged artist stipend recipients acknowledged by the Chinese government,” the latter of which is a statement on the Applicant’s website.

Reply No. 42: Objected on irrelevancy.

/s/Cheng Song, Esq.

REQUEST NO. 42 There is no documentary evidence (e.g., official certificate or acknowledgment) that Applicant’s current music director is “the recipient among the first group of State Department special allowance experts,” the latter of which is a statement on the Applicant’s website.

Reply No. 43: Denied.

REQUEST NO. 43 The minimum 2-week notice required by the Applicant's Bylaws prior to the 2/25/2017 meeting of the Applicant was not provided to the members.

Reply No. 44: Denied.

REQUEST NO. 44 The minimum 2-week notice required by the Applicant's Bylaws prior to the 2/25/2017 meeting of the Applicant concerning a name-proposal to the executive committee was not provided to the members.

Reply No. 45: Denied.

REQUEST NO. 45 The alleged removal of Mr. Wen from the membership of Applicants did not follow the Applicant's Bylaws.

Reply No. 46: Denied.

REQUEST NO. 46 The alleged removal of Mr. Lv as music director of Applicants did not follow the Applicant's Bylaws.

Reply No. 47: Denied.

REQUEST NO. 47 The alleged removal of Mr. Lv from the membership of Applicants did not follow the Applicant's Bylaws.

Reply No. 48: Denied.

REQUEST NO. 48 RI 1-1 produced by Applicants is a list of "Chorus Members as of Feb. -2001" before Applicant as an entity was formed.

Reply No. 49: Denied.

REQUEST NO. 49 RI 1-1 produced by Applicants is a list of "Chorus Members as of Feb. -2001" of a different entity than Applicant.

Reply No. 50: Admitted in part and denied in part since Mr. Bin Lv was a Chorus Member as a hired music director but not a member with voting right since he did not pay membership fee.

REQUEST NO. 50 RI 1-1 produced by Applicants is a list of "Chorus Members as of Feb. -2001" that lists Mr. Bin Lu (or Bin Lv) as a member.

Reply No. 51: Admitted in part and denied in part since Mr. Bin Lv was a Chorus Member as a hired music director but not a member with voting right since he did not pay membership fee.

REQUEST NO. 51 RI 13-6 produced by Applicants contains a list of "The Founding Members of Edison Chinese Chorus ..." that lists Mr. Bin Lu (or Bin

Lv) as a member.

I declare under penalty of perjury that the foregoing is true and correct.

Respectfully submitted:

By: /s/Daping Fan

Daping Fan

President of Edison Chinese Chorus Inc.

Dated: February 14, 2020

#### Certificate of Service

I hereby certify that a true and complete copy of the foregoing Applicant's Replies to First Set of Interrogatories has been served on H. Danny Kao, KAO & Associates, Counsel for the Opposer, by forwarding said copy on February 14, 2020, via email to [dkao@kaolawus.com](mailto:dkao@kaolawus.com).

Signature: /s/Cheng Q. Song

2/10/2020

Gmail - Fw: 乡音二月份工作安排



C S <chengqsong@gmail.com>

## Fw: 乡音二月份工作安排

1 message

yu liu <yu\_liu\_2000@yahoo.com>

To: "C. S." <chengqsong@gmail.com>

Sun, Feb 9, 2020 at 11:22 PM

----- Forwarded Message -----

From: yu liu <yu\_liu\_2000@yahoo.com>

To: yu\_liu\_2000@yahoo.com <yu\_liu\_2000@yahoo.com>

Cc: Bai Hua Duan <baihuaduan@gmail.com>; 樊太平 <fandaping888@gmail.com>; Chong何聪新He <jhluo2001@yahoo.com>; cuipeiling@163.com <cuipeiling@163.com>; Fan Chen <fchen47656@yahoo.com>; Fan Chen <fanchen22@gmail.com>; fengling xia <xialinda99@gmail.com>; Grace Chen <graceqingfen@yahoo.com>; Grace Chen <graceqingfen@gmail.com>; Hong Jing <charlesliu85@hotmail.com>; Hong Jing <hongjing85@gmail.com>; Huanghai Zhou <huanghai.zhou@hotmail.com>; Jack 钱 Rita 左新 <ritaz895@comcast.net>; Jian Tang Xiangyin <tangjian99@yahoo.com>; Jianjun Liu Xiangyin <jiliu60@hotmail.com>; jie xuan <jiexuan46@yahoo.com>; Jim Shen <jimshen8@gmail.com>; Jimmy Chen Xiangyin <jimmychen236@gmail.com>; jingxiong wu <dwood92688@hotmail.com>; Li Xiaoli Xiangyin <bluebird1688@yahoo.com>; Limei He Xiangyin <limeihe@gmail.com>; Limei He Xiangyin <limeihe@hotmail.com>; LisaHu胡新何介绍 <lisa358358@gmail.com>; Maolin Zhang <maolinz@hotmail.com>; Min Li Xiangyin <minli50@yahoo.com>; Nancy Duan <nancy\_duan@yahoo.com>; Qi Mo <moqi419usa@gmail.com>; Shaomei Guo Xiangyin <sharon.s.guo@gmail.com>; Shirley Cuiyu Fan <shirleyfanty@yahoo.com>; shmhrb @hotmail.com <shmhrb@hotmail.com>; Suliachan3林翠玉新团员 <suliachan3@gmail.com>; sz wang <szwang00@yahoo.com>; Wang Wei Xiangyin <vivanvting@gmail.com>; Xiangyin Feng冯燕杰 Yanjie <yf50588@gmail.com>; Xiangyin Song宋鲁玲 Luling <luling.song@yahoo.com>; Xiangyin Ying金英 Jin <joyyj@yahoo.com>; xiaodan xu <dianextan@msn.com>; xiaohong lin <kl2005air@gmail.com>; xiaoming Xu <xiaomingx@hotmail.com>; yanping guo <ynpng\_guo@yahoo.com>; Ye Liu Xiangyin <ye.liu.2005@gmail.com>; yu liu Xiangyin <yu\_liu\_2000@yahoo.com>; yu yunfu <yuyunfu@yahoo.com>; Yuanqi Wen Xiangyin <yuanqiwen@yahoo.com>; 口如琴 <kourq@yahoo.com>; 唐壮波新 <zbotang@gmail.com>; 宁丽华 <chimingchang@hotmail.com>; 徐力 <njutruly@hotmail.com>; shmhrb@hotmail.com <shmhrb@hotmail.com>; Yding0106@gmail.com <yding0106@gmail.com>; 朱俊彪新男高音 <zhuibrq@yahoo.com>; 杨华丁奇Xiangying新 <qdhua@hotmail.com>; 梁松林 <songlinliang@gmail.com>; 王亚男 Xiangxin 高原 <yanan\_wang@yahoo.ca>; 王晓燕 <jw43016@yahoo.com>; 王省女高2 <wangsh@comcast.net>; 葛忠军XiangyinZhongjunGe <zhongjg@hotmail.com>; 邱岚新 <alchiunavy@yahoo.com>; lei07733@yahoo.com <lei07733@yahoo.com>; ctsui743@hotmail.com <ctsui743@hotmail.com>; alchiunavy@yahoo.com <alchiunavy@yahoo.com>; lygao@yahoo.com <lygao@yahoo.com>; Yding0106@gmail.com <yding0106@gmail.com>; gin612813@gmail.com <gin612813@gmail.com>; 郭虹惠女低音 <shirley31688@gmail.com>; 陈乐文 <csschen0705@gmail.com>; 马静女高2黄河 <jing\_ma22@yahoo.com>; 高小丽 <wongyee5587@gmail.com>; 吴子丹 <wuzhidan0606@163.com>; Myau524@msn.com <myau524@msn.com>; 袁海燕 <nova2007@gmail.com>; 丘智民 <myau524@msn.com>; 孙玲 <lingsun06@yahoo.com>

Sent: Thursday, January 19, 2017, 11:47:20 PM EST

Subject: 乡音二月份工作安排

大家好,

按照团章的规定,我们将在二月份改选团长,整个程序分为两步,首先是提名,两周之后召开年度例会投票表决。今年的提名时间定在2月11号排练前,投票时间定在2月25号。我个人因为今年孩子的事情比较多,就不再谋求连任了。

3月19号的演出时间是星期天下午4点,地点在Neve Shalom Synagogue, 250 Grove Avenue, Metuchen。主题是不同种族,不同宗教信仰间的和睦相处,每个团体表演十分钟。其它细节我已委托大平向组织者询问一下,稍后再告诉大家。

祝大家春节愉快!

刘宇



R052-0 12-6

2/10/2020

Gmail - Fw: 乡音二月份工作安排

On February 23, 2017 at 12:13 PM Yu <[yu\\_liu\\_2000@yahoo.com](mailto:yu_liu_2000@yahoo.com)> wrote:

大家好,

先发一个通知。因为胡律师事务所只能用于排练, 这次的团员大会改在上次彩排时用过的教堂举行。具体地址如下,

Willow Grove Presbyterian Church  
1961 Raritan Rd  
Scotch Plains, NJ 07076

场地租用时间为七点半到十点半。受时间限制, 两个议题的投票开始时间将不晚于八点十分和九点十分, 团长改选投票不晚于十点。发言时间视准备发言的人数而定, 暂定不超过五分钟。

团员大会仅限团员出席, 已获投票权的团员, 如有不能出席会议的, 按去年的规定, 可以委托其他团员代为投票或以email方式投票。其他团员可以列席会议并发言。

谢谢大家,

刘宇

Sent from my iPhone

On Feb 17, 2017, at 12:34 AM, yu liu <[yu\\_liu\\_2000@yahoo.com](mailto:yu_liu_2000@yahoo.com)> wrote:

大家好,

根据团章, 我们将在2月25日召开团员大会, 进行团长改选。这次被提名的候选人有樊大平、温元琪、丁奇、刘建军、宁丽华。团章还规定, 团员可以就合唱团工作提出议案, 由团员大会讨论并表决。到目前为止, 一共收到两份提案, 一份要求在团员大会上讨论是否改聘艺术指导, 另一份则根据乡音的现状, 提议解散乡音。

考虑到以上议题带来的不确定性, 25日就不安排排练了。大家可以在会上对议案进行充分讨论, 然后逐一表决。另外团员大会艺术指导不能参加, 以前也是这么做的。

提案本身见附件。大家如有其它议题, 也可以提出来。为方便打印选票, 提案截至时间定在下周四凌晨一点 (1: 00 AM EST, Feb 23)。同时附上乡音团章, 供有兴趣的团员阅读。

谢谢大家!

刘宇

<提交给2017年2月25日乡音合唱团团员大会的议题.pdf>

<提交给2017年2月25日乡音合唱团团员大会的议题(二).pdf>

<EdisonChineseChorus\_Bylaws.pdf>

## 提交给2017年2月25日乡音合唱团团员大会的议题

**背景：**根据乡音合唱团(下简称乡音)团章规定， 团员有权对乡音的方向和运作的重大问题提出疑问和建议；乡音的最高决策机构为团员大会。乡音是向美国政府注册的公益文化团体， 享受联邦政府的免税政策支持，并长期得到地方政府财政资助。 因此，乡音向全社会开放，并提供服务。按乡音团章规定，凡是具备 基本音乐知识和合唱能力者，均可申请加入乡音。根据乡音团章规定，乡音有权聘请艺术指导。

**议题：**为了乡音合唱团的团结和良好风气，为了乡音合唱团的进一步发展壮大，我同意

- 1) 继续聘用现任艺术指导
- 2) 立即终止聘用现任艺术指导，并聘请新的艺术指导。新艺术指导由团员大会表决通过后正式聘用。
- 3) 就此议题弃权

## 提交给2017年2月25日乡音合唱团团员大会的议题（二）

**背景：**根据乡音合唱团(下简称乡音)团章规定， 团员有权对乡音的方向和运作的重大问题提出疑问和建议；乡音的最高决策机构为团员大会。

**议题：**为了解决乡音合唱团目前不可调和的矛盾和全体团员的身心健康，避免不愉快的事情进一步发生，我选择同意

- 1) 同意解散乡音合唱团
- 2) 不同意解散乡音合唱团
- 3) 就此议题弃权

# **THE EDISON CHINESE CHORUS (XIANG YIN)**

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*The bylaws were approved on October 20, 2001 by the membership.*

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## **BYLAWS**

### **BYLAW I. NAME**

The name of this organization shall be the Edison Chinese Chorus or Xiang Yin Chorus in Chinese, hereinafter referred to as "the chorus."

### **BYLAW II. MISSIONS AND OBJECTS**

The chorus is a non-profit, cultural organization. Its mission is to enrich lives and broaden the cultural horizons of its members; to promote culture exchange and understanding within the community; and to provide community service through choral singing and concert performance.

The organization's main object is to develop Chinese folk chorus with other music forms as supplements. The chorus strives to achieve excellence in choral performance and, at the same time, emphasizes developing individuals musical skills.

### **BYLAW III. MEMBERS**

#### **Section 1. Membership**

Anyone with basic knowledge of music and ability to perform choral singing may apply to join the chorus. The applicant may apply for the chorus verbally through the president of the chorus or by member introduction.

#### **Section 2. Rights and Obligations**

A member has a right to question and make recommendations about the direction and operation of the chorus. A member has the right and privilege to elect officers and to be elected.

A member is obligated to pay membership dues. A member should participate in chorus rehearsals, performance and related activities. A member is obligated to perform chorus services as needed.

A member may leave or rejoin the chorus at will. If a member cannot fulfill his/her obligations, the member may be considered relinquishment of membership.



## **BYLAW IV. ORGANIZATION**

### **Section 1. Membership Meeting**

Membership meeting is the highest decision mechanism, through which officers are elected and major decisions are made. Membership meeting shall be held once a year. Under special circumstances, an emergency meeting may be called. An emergency meeting may be proposed by at least three members and must be endorsed by at least one third of the membership.

### **Section 2. President**

The president is responsible for chorus's daily activities, including, but not limited to, organizing rehearsal and performance, recruiting new members, grant application and public relations. The president may delegate some of his/her responsibilities to an executive committee selected by the president. The president may convene the executive committee meetings to discuss administrative matters and bylaws amendment proposals.

The president shall be elected by the membership for a period of one year. The president may be reelected.

### **Section 3. Finance**

The properties and funds, including membership dues, grants, donations and other incomes of the chorus belong to all members. Major financial decisions shall be made by the membership. The president may make decisions on small and moderate expenses, and such expenses shall be disclosed to the membership.

Treasurer is chosen by election. The treasurer's duty is to manage chorus financial matters, including collecting and maintaining membership dues, managing other incomes, paying fees to music director and accompanist and reimbursing appropriate chorus expenses. For stability and continuity, the treasurer shall be elected every two years and may be reelected. If, for any reason, the treasurer can not carry out his/her work, the president may designate an acting treasure until the next election.

The state of finance shall be disclosed to the whole membership every 6 months.

### **Section 4. Election**

Election shall be held in February of each year for the president and every two years for the treasurer. A candidate shall be nominated by at least two members from the floor at least two weeks prior to the election. The candidate with the most of the votes wins the election.

## **BYLAW V. MUSIC DIRECTOR**

To improve the program quality and individuals music skills, the chorus may hire a music professional as its music director. The director is responsible to lead rehearsals and performances. He or she shall provide guidance to the chorus on both short term and long term artistic developments. The director is not a member and, therefore, need not fulfill

member obligations. The director may form a core group to lead and facilitate rehearsals and other artistic activities, such as Vocal Section Heads. Members should follow the guidance of the Music Director on all artistic and music related matters, and the director should solicit members inputs on major artistic decisions. The director shall receive monetary compensation for his and her work. The executive committee shall decide the type and extent of the compensation and notify its decision to the membership.

#### **BYLAW VI. AMENDMENTS**

These bylaws may be amended by two-third of the members voting provided a written notice of the proposed amendment distributed to all members of the chorus at least two weeks before the voting. The voting may be conducted via mail or e-mail, or from the floor. These amendments shall become effective once the voting is complete. At least two people, named by the president, are responsible to collect the ballots and shall report the voting result directly to the membership. All amendment proposals shall be submitted to the executive committee, and the committee shall discuss the merit of the proposal and respond to the request within two weeks after the submission.



2017 Xiangying Membership fee List

No.	Name	姓名	已缴团费	金额	付款方式	存款日期	备注	团员数	check#
	<b>Soprano 1</b>	<b>女高音1</b>							
2	Sharron Guo	郭少梅	Yes	60	cash	2/11/2017			1694
3	Yanping Guo	郭燕萍	Yes	55	check	2/11/2017	couple rate		226
5	Xin Zhang	章馨	Yes	60	check	4/1/2017			1578
6	Vivian Wang	王薇	Yes	60	cash	2/11/2017			
7	Peiling Cui	崔佩玲	Yes	55	check	2/11/2017	couple rate		1102
9	Fenglin Xia	夏风凌	Yes	60	check	2/11/2017			2314
10	Xiaoli Gao	高小丽	Yes	55	check	4/1/2017	couple rate		
12	Sulia Chan	林翠玉	Yes	60	cash	2/11/2017			
	Alice Tsao	TSAO玉声	Yes	60	check	4/1/2017			441
	Susan Xia	夏沁	Yes	55	cash	4/1/2017	couple rate		
11	Jialing Song	宋慧玲	Yes	60	cash	4/10/2017			
								11	
	<b>Soprano 2</b>	<b>女高音2</b>	<b>团费</b>	<b>金额</b>	<b>付款方式</b>	<b>存款日期</b>	<b>备注</b>	<b>团员数</b>	<b>check#</b>
13	Karen Lin	林晓红	Yes	55	check	2/11/2017	couple rate		2633
18	Xiaoyan Wang	王晓燕	Yes	55	check	2/11/2017	couple rate		352
22	Nancy Zheng	郑南希	Yes	60	check	3/26/2017		New member	155
23	Janet Liu	刘海云	Yes	60	cash	3/26/2017		New member	
25	Angie Ho	何颖洁	Yes	60	cash	3/26/2017		New member	
	Lin Sun	孙玲	Yes	60	cash				
27	Lily Chang	张丽华	Yes	60	cash	4/1/2017			2347
28	Shu Shi	石殊	Yes	60	cash	4/1/2017			2346
29	Wangli Li	李万丽	Yes	60	cash	4/1/2017			
		高晓理	Yes	60	check	2/11/2017			107
34A	Jiang Wang	王建	Yes	60	check	4/1/2017			180
	Gloria Chen	陈宇梅	Yes	60	check	4/1/2017			1125
30		曲革	Yes	60	cash	4/14/2017			
31		Julia王	Yes	60	cash	4/14/2017			
33	Ruqin Kou	口如琴	Yes	50	cash	5/21/2017	couple rate		
		吴俭	Yes	60	cash	5/21/2017			
		林敏敏	Yes	60	cash	5/21/2017			
34	Ruifang Sun	孙瑞芳	Yes	55	check	5/21/2017	couple rate		1662
20	Lisa Hu	胡丽莎	Yes	60	check	5/21/2017			338
	Binglan Ju	菊丙兰	Yes	60	check	5/21/2017			1414
	Mei Zhang	张郢	Yes	55	check	5/21/2017	couple rate		210
	Jie Zhang	张洁	Yes	60	check	6/3/2017			1990
32	Lu Wang	王路	Yes	55	check	6/16/2017	couple rate		164
21	Sun Li	孙丽	Yes	60	check	6/16/2017			522
24	Jane Wang	陈婉萍	Yes	60	check	6/16/2017			952
	Yuanchun Chen	陈元春	Yes	55	check	6/28/2017	couple rate		434
	Shiying Xu	许世镔	Yes	60	cash	6/28/2017			
	Chung Hua Cheng	李崇华	Yes	60	check	8/5/2017			1450



[illegible]



								6	
No.	Name	姓名	团费	金额	付款方式	存款日期	备注	团员数	check#
	<b>Tenor 1</b>	<b>男高音1</b>							
60	David Fan	樊大平	Yes	55	check	2/11/2017	couple rate		1369
62	Zhongjun Ge	葛忠军	Yes	60	check	2/16/2017			311
64	Yaoke Liu	刘耀柯	Yes	55	check	4/1/2017	couple rate		746
70	Reixi Gao	高瑞喜	Yes	55	check	2/11/2017	couple rate		1102
59	Yuanqi Wen	温源淇	Yes	60	cash	2/11/2017			
63	Chuanbin Li	李传彬	Yes	60	check	9/16/2017			3031
								6	
	<b>Tenor 2</b>	<b>男高音2</b>	<b>团费</b>	<b>金额</b>	<b>付款方式</b>	<b>存款日期</b>	<b>备注</b>	<b>团员数</b>	<b>check#</b>
65	Jian Tang	唐坚	Yes	55	check	2/11/2017	couple rate		226
66	Xiaomin Xu	徐晓鸣	Yes	60	check	2/16/2017			91
67	Jim Shen	沈小龙	Yes	60	cash	2/11/2017			
71	Yabin Lei	雷亚斌	Yes	55	check	2/11/2017	couple rate		352
72	Junbiao Zhu	朱俊彪	Yes	60	cash	4/1/2017			
73	Zhuanbo Tang	唐壮波	Yes	55	cash	4/1/2017	couple rate		
77	Tang Mark	唐 Mark	Yes	50	cash	3/26/2017	couple rate		
80	Jiayi Cui	崔家骥	Yes	60	check	3/26/2017			1600
	Xu Li	徐力	Yes	60	check	2/11/2017			131
	Zhimin Qiu	丘志民	Yes	60	check	2/11/2017			1732
68	Jianjun Liu	刘建军	Yes	60	check	2/11/2017			607
85	Songlin Liang	梁松林	Yes	60	cash	2/11/2017			
69	Chengqian Song	宋成谦	Yes	55	check	5/21/2017	couple rate		1662
74	Xiaolong Luo	罗小龙	Yes	55	cash	6/3/2017	couple rate		
76	Shigang Mai	麦世刚	Yes	55	check	6/3/2017	couple rate		2642
78	Chunshi Li	李春时	Yes	60	check	6/16/2017	couple rate		1704
	WenGao Mei	梅文皋	Yes	55	check	6/16/2017	couple rate		164
	Jingdong Xu	徐景东	Yes	55	check	6/28/2017	couple rate		434
	Da Xiao	肖达	Yes	55	check	8/5/2017	couple rate		1155
79	Maosen Sun	孙茂森	Yes	55	check	8/5/2017	couple rate		304
	Kuiyuan Jiang	姜奎元	Yes	60	check	8/5/2017			101
	Shiyan Zhen	甄式演	Yes	55	cash	8/5/2017	couple rate		
								22	
<b>No.</b>	<b>Name</b>	<b>姓名</b>	<b>团费</b>	<b>金额</b>	<b>付款方式</b>	<b>存款日期</b>	<b>备注</b>	<b>团员数</b>	<b>check#</b>
	<b>Bass 1</b>	<b>男低音1</b>							
81									
82	Min Li	李敏	Yes	60	check	2/16/2017			633
84	Steve Wang	汪世忠	Yes	60	check	2/16/2017			212
86	William Qiu	邱耀成	Yes	60	cash	4/1/2017			
87	Qi Mo	莫齐	Yes	60	check	2/11/2017			148
88	Gao, Longyin	高隆颖	Yes	55	check	4/1/2017	couple rate		1240
	Jianping Meng	孟建平	Yes	55	check	5/21/2017	couple rate		210
83	Jack Xuan	宣捷						6	

	Bass 2	男低音2	团费	金额	付款方式	存款日期	备注	团员数	check#
89	Yu Liu	刘宇	Yes	60	check	2/16/2017			633
90	Ye Liu	刘冶	Yes	55	check	2/11/2017	couple rate		2633
91	Gerry Pan	潘正刚	Yes	55	cash	4/1/2017	couple rate		
92	Danny Wood	吴景雄	Yes	60	cash	2/16/2017			
94	张智敏	Jason Chang	Yes	55	check	2/11/2017			1075
95	Jerry Du	杜国宏	Yes	60	check	5/21/2017			109
96									
								6	
			Total	6750		Total		117	

Returned ck -1

Total 6750

116



Daping Fan

12:10 AM (15 hours ago)

to me, Min

----- Forwarded message -----

From: **yu liu** <[yu\\_liu\\_2000@yahoo.com](mailto:yu_liu_2000@yahoo.com)>

Date: Sun, Feb 26, 2017 at 4:28 PM

Subject: Re: 2月25日乡音团员大会议题安排

To: Yu Liu <[yu\\_liu\\_2000@yahoo.com](mailto:yu_liu_2000@yahoo.com)>

Cc: Bai Hua Duan <[baihuaduan@gmail.com](mailto:baihuaduan@gmail.com)>, 樊大平 <[fandaping888@gmail.com](mailto:fandaping888@gmail.com)>, Chong何聪新He <[jhluo2001@yahoo.com](mailto:jhluo2001@yahoo.com)>, "cuipeiling@163.com" <[cuipeiling@163.com](mailto:cuipeiling@163.com)>, Fan Chen <[fchen47656@yahoo.com](mailto:fchen47656@yahoo.com)>, Fan Chen <[fanchen22@gmail.com](mailto:fanchen22@gmail.com)>, fengling xia <[xialinda99@gmail.com](mailto:xialinda99@gmail.com)>, Grace Chen <[graceqingfen@yahoo.com](mailto:graceqingfen@yahoo.com)>, Grace Chen <[graceqingfen@gmail.com](mailto:graceqingfen@gmail.com)>, Hong Jing <[charlesliu85@hotmail.com](mailto:charlesliu85@hotmail.com)>, Hong Jing <[hongjing85@gmail.com](mailto:hongjing85@gmail.com)>, Huanghai Zhou <[huanghai.zhou@hotmail.com](mailto:huanghai.zhou@hotmail.com)>, Jack 钱 Rita 左新 <[Ritaz895@comcast.net](mailto:Ritaz895@comcast.net)>, Jian Tang Xiangyin <[tangjian99@yahoo.com](mailto:tangjian99@yahoo.com)>, Jianjun Liu Xiangyin <[jiliu60@hotmail.com](mailto:jiliu60@hotmail.com)>, jie xuan <[jiequan46@yahoo.com](mailto:jiequan46@yahoo.com)>, Jim Shen <[jimshen8@gmail.com](mailto:jimshen8@gmail.com)>, Jimmy Chen Xiangyin <[jimmychen236@gmail.com](mailto:jimmychen236@gmail.com)>, jingxiang wu <[dwood92688@hotmail.com](mailto:dwood92688@hotmail.com)>, Li Xiaoli Xiangyin <[bluebird1688@yahoo.com](mailto:bluebird1688@yahoo.com)>, Limei He Xiangyin <[limeihe@gmail.com](mailto:limeihe@gmail.com)>, Limei He Xiangyin <[limeihe@hotmail.com](mailto:limeihe@hotmail.com)>, LisaHu胡新何介绍 <[lisa358358@gmail.com](mailto:lisa358358@gmail.com)>, Maolin Zhang <[maolinz@hotmail.com](mailto:maolinz@hotmail.com)>, Min Li Xiangyin <[minli50@yahoo.com](mailto:minli50@yahoo.com)>, Nancy Duan <[nancy\\_duan@yahoo.com](mailto:nancy_duan@yahoo.com)>, Qi Mo <[moqi419usa@gmail.com](mailto:moqi419usa@gmail.com)>, Shaomei Guo Xiangyin <[sharon.s.guo@gmail.com](mailto:sharon.s.guo@gmail.com)>, Shirley Cuiyu Fan <[shirleyfanty@yahoo.com](mailto:shirleyfanty@yahoo.com)>, "shmhrb@hotmail.com" <[shmhrb@hotmail.com](mailto:shmhrb@hotmail.com)>, Suliachan3林翠玉新团员 <[Suliachan3@gmail.com](mailto:Suliachan3@gmail.com)>, sz wang <[szwang00@yahoo.com](mailto:szwang00@yahoo.com)>, Wang Wei Xiangyin <[vivianvting@gmail.com](mailto:vivianvting@gmail.com)>, Xiangyin Feng冯燕杰 Yanjie <[yf50588@gmail.com](mailto:yf50588@gmail.com)>, Xiangyin Song宋鲁玲 Luling <[luling.song@yahoo.com](mailto:luling.song@yahoo.com)>, Xiangyin Ying金英 Jin <[joyyj@yahoo.com](mailto:joyyj@yahoo.com)>, xiaodan xu <[dianextan@msn.com](mailto:dianextan@msn.com)>, xiaohong lin <[kl2005air@gmail.com](mailto:kl2005air@gmail.com)>, xiaoming Xu <[xiaomingx@hotmail.com](mailto:xiaomingx@hotmail.com)>, yanping guo <[ynpng\\_guo@yahoo.com](mailto:ynpng_guo@yahoo.com)>, Ye Liu Xiangyin <[ye.liu.2005@gmail.com](mailto:ye.liu.2005@gmail.com)>, yu liu Xiangyin <[yu\\_liu\\_2000@yahoo.com](mailto:yu_liu_2000@yahoo.com)>, yu yunfu <[yuyunfu@yahoo.com](mailto:yuyunfu@yahoo.com)>, Yuanqi Wen Xiangyin <[yuanqiwen@yahoo.com](mailto:yuanqiwen@yahoo.com)>, 口如琴 <[kourq@yahoo.com](mailto:kourq@yahoo.com)>, 唐壮波新 <[zbotang@gmail.com](mailto:zbotang@gmail.com)>, 宁丽华 <[chimingchang@hotmail.com](mailto:chimingchang@hotmail.com)>, 徐力 <[njutruly@hotmail.com](mailto:njutruly@hotmail.com)>, Yding0106@gmail.com <[Yding0106@gmail.com](mailto:Yding0106@gmail.com)>, 朱俊彪新男高音 <[zhujbrq@yahoo.com](mailto:zhujbrq@yahoo.com)>, 杨华丁奇Xiangying新 <[qdhua@hotmail.com](mailto:qdhua@hotmail.com)>, 梁松林 <[songlinliang@gmail.com](mailto:songlinliang@gmail.com)>, 王亚男 Xiangxin 高原 <[yanan\\_wang@yahoo.ca](mailto:yanan_wang@yahoo.ca)>, 王晓燕 <[jw43016@yahoo.com](mailto:jw43016@yahoo.com)>, 王省女高2 <[wangsh@comcast.net](mailto:wangsh@comcast.net)>, 葛忠军XiangyinZhongjunGe <[zhongjg@hotmail.com](mailto:zhongjg@hotmail.com)>, lei07733@yahoo.com <[lei07733@yahoo.com](mailto:lei07733@yahoo.com)>, ctsui743@hotmail.com <[ctsui743@hotmail.com](mailto:ctsui743@hotmail.com)>, alchiunavy@yahoo.com <[alchiunavy@yahoo.com](mailto:alchiunavy@yahoo.com)>, 郭虹惠女低音 <[shirley31688@gmail.com](mailto:shirley31688@gmail.com)>, 陈乐文 <[csschen0705@gmail.com](mailto:csschen0705@gmail.com)>, 马静女高2黄河 <[jing\\_ma22@yahoo.com](mailto:jing_ma22@yahoo.com)>, 高小丽Xiaoli Gao <[xliao@yahoo.com](mailto:xliao@yahoo.com)>, lixianpeng01@gmail.com <[lixianpeng01@gmail.com](mailto:lixianpeng01@gmail.com)>, wongyee5587@gmail.com <[wongyee5587@gmail.com](mailto:wongyee5587@gmail.com)>, 吴子丹 <[wuzhidan0606@163.com](mailto:wuzhidan0606@163.com)>, 丘智民 <[myau524@msn.com](mailto:myau524@msn.com)>, 孙玲 <[LingSun06@yahoo.com](mailto:LingSun06@yahoo.com)>

大家好,

乡音年度团员大会昨晚在Willow Grove Presbyterian Church举行, 出席团员31人, 委托在场团员代投2人, 通过email表明只参加团长改选投票其余弃权1人, 部分团员因对会议讨论议题有意见而拒绝出席。

会议首先就年度团员大会是否允许匿名提案进行了表决, 并以32票赞成允许匿名, 1票反对允许匿名, 1票弃权通过年度团员大会允许匿名提案的决议。

接下来大会就解散乡音的议案进行了表决, 表决结果为0票赞成, 33票反对, 1票弃权。否决了解散乡音的提案。

之后团员大会就继续聘用现艺术指导 (Music Director) 还是解聘现艺术指导另聘新艺术指导的议案进行了表决, 表决结果为1票赞成继续聘用现艺术指导, 30票赞成解聘现艺术指导另聘新艺术指导, 3票弃权。至此, 根据团员大会决议, 乡音合唱团 (Edison Chinese Chorus) 正式解聘现任艺术指导吕老师。

接下来, 就决议中有关另聘新艺术指导的部分, 雷亚斌提议聘用张椿和指挥为乡音新艺术指导, 任期一年, 在下一年度的乡音年度团员大会上进行评估并决定是否续聘。此附加议案以31票赞成, 2票弃权通过。张椿和指挥成为乡音新任艺术指导。

此后团员自由发言, 提出以下两项建议,

- 1) 建立团员守则，确立团员与团员之间，团员与艺术指导之间互相尊重，平等相待的原则。
- 2) 就团章中提到的，重大艺术问题，艺术指导需征求团员意见的条款，制定出一个切实可行的程序。

最后大会进行了换届选举，结果为樊大平33票，温元琪1票。樊大平成为乡音下届团长。

谢谢大家，

刘宇



**Translation of President Yu Liu's email Announcement  
on the results 2/25/2017 annual membership meeting**

yu liu <yu\_liu\_2000@yahoo.com>

Sun 2/26, 9:28 PM

yu liu (yu\_liu\_2000@yahoo.com);

+70 more

Hello to All,

The annual membership meeting of Edison Chinese Chorus was held at Willow Grove Presbyterian Church last night, attended by 31, authorized proxy votes 2, one member declared through email that will vote only for new President but abstain for other voting issues, some chorus members refused to attend because they against the motions to be discussed in this meeting.

The meeting started with a vote on whether the anonymously proposed motions are allowed at the meeting or not. A resolution of allowing the anonymously proposed motions at this meeting was passed by 32 yes, 1 no, and 1 abstain.

The meeting voted next on the motion of dissolving the chorus, this motion was voted down by 0 yes, 33 no, and 1 abstain.

Then the membership meeting voted on the issue of whether to continue hiring the current Music Director or to dismiss the current Music Director and hire a new Music Director, the result is 1 vote for continue hiring the current Music Director, 30 votes for dismissing the current Music Director and hiring a new Music Director, and 3 votes abstain. Based on this voting result, the Edison Chinese Chorus formally resolute to dismiss the current Music Director Lu, Bin.

Next, on the issue of hiring a new Music Director as part of the resolution above, Dr Lei, YaBin proposed the hiring of Mr. Zhang, ChunHe (张椿和) as the chorus' s new Music Director for one year, with his evaluation and continued tenure as the chorus' s Music Direct to be determined at the next annual membership meeting. This proposal was passed by 31 yes and 2 abstain. Mr. Zhang, ChunHe became the new Music Director of Edison Chinese Chorus.

Afterward is the member' s free discussion, and two proposals were raised: 1) Establish a guidelines for the member behaviors, and establish a principle of mutual respect between the members, and between the members and the Music Director; 2) Make a practical procedure that can really realize a clause in

the chorus Bylaws, which states that the Music Director should collect the member input on major artistic decisions.

Finally, the meeting voted for the new President, the result is Fan DaPing (樊大平) 33 votes and Wen YuanQi (温源琪) 1 vote. Mr. Fan DaPing became the next President of Edison Chinese Chorus.

Thank You All

Liu Yu

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### **The original email script:**

yu liu <yu\_liu\_2000@yahoo.com>

Sun 2/26, 9:28 PM

yu liu (yu\_liu\_2000@yahoo.com);  
+70 more

大家好,

乡音年度团员大会昨晚在 Willow Grove Presbyterian Church 举行, 出席团员 31 人, 委托在场团员代投 2 人, 通过 email 表明只参加团长改选投票其余弃权 1 人, 部分团员因对会议讨论议题有意见而拒绝出席。

会议首先就年度团员大会是否允许匿名提案进行了表决, 并以 32 票赞成允许匿名, 1 票反对允许匿名, 1 票弃权通过年度团员大会允许匿名提案的决议。

接下来大会就解散乡音的议案进行了表决, 表决结果为 0 票赞成, 33 票反对, 1 票弃权。否决了解散乡音的提案。

之后团员大会就继续聘用现艺术指导 (Music Director) 还是解聘现艺术指导另聘新艺术指导的议案进行了表决, 表决结果为 1 票赞成继续聘用现艺术指导, 30 票赞成解聘现艺术指导另聘新艺术指导, 3 票弃权。至此, 根据团员大会决议, 乡音合唱团 (Edison Chinese Chorus) 正式解聘现任艺术指导吕老师。

接下来, 就决议中有关另聘新艺术指导的部分, 雷亚斌提议聘用张椿和指挥为乡音新艺术指导, 任期一年, 在下一年度的乡音年度团员大会上进行评估并决定是否续聘。此附加议案以 31 票赞成, 2 票弃权通过。张椿和指挥成为乡音新任艺术指导。

此后团员自由发言, 提出以下两项建议,

1) 建立团员守则, 确立团员与团员之间, 团员与艺术指导之间互相尊重, 平等相待的原则。



2) 就团章中提到的，重大艺术问题，艺术指导需征求团员意见的条款，制定出一个切实可行的程序。

最后大会进行了换届选举，结果为樊大平 33 票，温元琪 1 票。樊大平成为乡音下届团长。

谢谢大家，

刘宇

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